



DEPARTMENT OF THE NAVY

NAVAL SEA SYSTEMS COMMAND  
1333 ISAAC HULL AVENUE  
WASHINGTON NAVY YARD DC 20376-2101

IN REPLY REFER TO

5720

Ser SEA 00A5/DON-NAVY-2016-000818F

June 27, 2017

Mr. Douglas Jackson  
213 Warren Street, NE  
Washington, DC 20002

SUBJECT: YOUR FREEDOM OF INFORMATION ACT CASE DON-NAVY 2016-000818

Dear Mr. Jackson:

This is a final response to your November 2, 2015, Freedom of Information Act (FOIA) request for Standard Drawing B-153 entitled Packings and Gaskets Application Criteria for equipment aboard Navy vessels.

A thorough search of this Headquarters files was conducted, specifically those files located within the Acquisition and Commonality Directorate (SEA 06). Knowledgeable personnel with that office researched and reviewed the requested information the Navy Ships Engineering Drawing Repository (NSED) and determined that based on the Distribution D markings, it cannot be released to the public under the FOIA.

I considered your request under the FOIA, 5 U.S.C. 552, as amended, and Secretary of the Navy Instruction 5720.42F. While it is noted that this type of data has been routinely released to you in the past under the FOIA, the source of the technical data has changed and is now identified as "Distribution D." As such, I am denying the release of this data under exemption (b)(3). Exemption 3 requires the withholding of information prohibited from disclosure by another statute provided that the statute "(A) requires that the matters be withheld from the public in such a manner as to leave no discretion on the issue or (B) establishes a particular criteria for withholding or refers to particular types of matters to be withheld."

10 U.S.C. 130 and the Department of Defense (DoD) implementing directive, DoD Directive 5230.25, prohibit the disclosure of technical data with military or space application

in the possession of, or under the control of, the Department of Defense, if such data may not be exported lawfully outside the United States with an approval, authorization, or license under the Arms Export Control Act. 10 U.S.C. § 130 is an exemption 3 statute.

Since the data you have requested is now prohibited from public disclosure for the reasons stated above, I am denying your request.

I am the official responsible for this decision. You may submit a written administrative appeal of my decision. Should you decide to file an appeal, it must be received within 90 calendar days from the date of this letter and should contain a copy of your original requests, a copy of this letter, and a statement indicating why you think your appeal should be granted. Attach a copy of this letter to the appeal and mark the appeal and the envelope, "Freedom of Information Act Appeal." Mail the original to the Department of the Navy, Office of the General Counsel, Attn: FOIA APPEALS, 1000 Navy Pentagon, Room 5A532, Washington, DC 20350-1000. Please mail a copy of the appeal to:

Commander  
Naval Sea Systems Command (SEA 00A5)  
1333 Isaac Hull Ave SE  
Washington Navy Yard, DC 20376-1021

As an alternative to filing an appeal, you may seek Alternate Dispute Resolution (ADR). You may submit your request for ADR either to DONFOIA-PA@navy.mil or you can call the Navy FOIA Service Center at 202-685-0214 or via the following address:

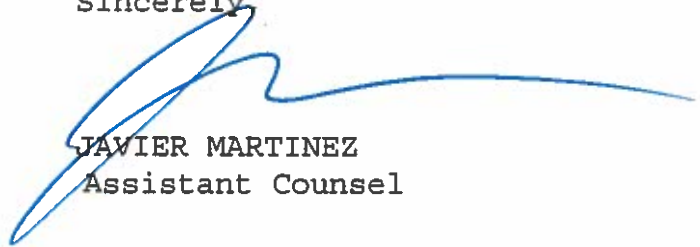
Chief of Naval Operations (DNS-36)  
Attn: FOIA/PA Service Center  
C/O - Head, SECNAV/CNO FOIA/PA Program Office  
2000 Navy Pentagon  
Washington, DC 20350-2000

If you have any questions concerning the processing of your request, please contact Ms. Ginger Dolan, at 202-781-3359. I am the official responsible for this decision. You may submit a written administrative appeal of my decision.

Fees for processing your request were below the threshold for requiring payment; however, fees are assessed on a case-by-case basis and you may be charged fees on future requests.

If you have any questions concerning the processing of your request, please contact Ms. Ginger Dolan, at 202-781-3359.

Sincerely,

A handwritten signature in blue ink, consisting of a large, stylized 'J' followed by a horizontal line that tapers off to the right.

JAVIER MARTINEZ  
Assistant Counsel

## Request Details

Ginger  
Dolan  
received  
11-2-15  
Complex

Status : Assignment Determination Due Date : N/A  
0 (Never Started)

Submitted Evaluation Assignment Processing Closed

Tracking Number : DON-NAVY-2016-000818  
Requester : Mr. Douglas Jackson  
Organization : N/A  
Requester Has Account : Yes  
Email Address : djack1@gmail.com  
Phone Number : 860-805-4405  
Fax Number : N/A  
Address : 213 Warren Street NE  
City : Washington  
State/Province : DC  
Zip Code/Postal Code : 20002

Submitted Date : 11/02/2015  
Last Assigned Date : 11/04/2015  
Fee Limit : \$500.00  
Request Track : Complex  
Due Date : N/A  
Assigned To : Ginger Dolan (Naval Sea  
Systems Command  
Headquarters - Washington, DC)  
Last Assigned By : Donna Hamlin (Naval Sea  
Systems Command  
Headquarters - Washington, DC)

## Submission Details

## Case File

## Admin Cost

## Assigned Tasks

## Comments (1)

## Review

## Request Handling

Requester Info Available to the Public : No

Request Track : Complex

Fee Category : Commercial

Fee Waiver Requested: No

Fee Waiver Status: N/A

Expedited Processing Requested :

Expedited Processing Status : N/A

Request Perfected : No

Appellate Authority : OJAG14

Acknowledgement Sent Date: 11/2/15

Unusual Circumstances ? : No

5 Day Notifications: ☐

Litigation : No

## Request Description

Short Description :

NAVSEA Standard Drawing B-153 entitled, "Packings and Gaskets Application Criteria For."

I wish to request a copy of Naval Ship Systems Command or Naval Sea Systems Command Standard Drawing B-153 entitled, "Packings and Gaskets Application Criteria For." The drawing relates to packing and gaskets for use in equipment aboard Navy vessels. I am seeking any revisions of this drawing that may be available, particularly revisions subsequent to Revision 9, or revisions dated to the 1980s and 1990s. I have attached to my online application a partial copy of Standard Drawing B-153 Revision 9 (Date Unknown) to assist you in a search of your records. The original source of the document is unknown to me. Please be advised that I am not requesting copies of any classified documents. I will accept clearly releasable portions of the requested items. However, I reserve the right to submit a new request if the deleted portions of the documents are in question.

Description Available to the Public : No

Has Description Been Modified?

2016-F-000027

## Additional Information

NAVAL SEA SYSTEMS COMMAND

Case # :  
Name of Local Command :

FREEDOM OF INFORMATION ACT OFFICE  
REQUEST NO. DON NAVY 2016-000818

Contract/Sol.# :

DATE RECEIVED: 11-2-15

Limit Request To Clearly Releasable Info : Yes

DATE DUE: 12-2-15

### Attached Supporting Files

Attachments Available to the Public : No 

| Attached File  | Type | Size (MB) | Remove  |
|--|------|-----------|---|
| <i>Drawing B-153 - Date Unknown.pdf</i>              | PDF  | 0.17      |  |
| <i>FOIA Naval standard drawing B-153 request.pdf</i> | PDF  | 0.01      |  |

### Upload Supporting Files

No attachments have been added.